

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	Criminal No. 05-30036-NMG
	)	
	)	21 U.S.C. § 841 (Distribution
v.	)	and Possession with Intent to
	)	Distribute Cocaine Base)
	)	(Count One)
1) TITO RODRIGUEZ and	)	
2) NELSON SANCHEZ	)	18 U.S.C. § 2 (Aiding and
Defendants.	)	Abetting) (Count One)

INDICTMENT

The Grand Jury charges that:

COUNT ONE: (Title 21, United States Code, Section 841:  
Distribution and Possession with Intent to  
Distribute Cocaine Base; Title 18, United States  
Code, Section 2: Aiding and Abetting)

1. On or about December 7, 2004, in Hampden County, in the  
District of Massachusetts,

TITO RODRIGUEZ and  
NELSON SANCHEZ,

the defendants herein, did knowingly and intentionally distribute  
and possess with intent to distribute a mixture or substance  
containing a detectable amount of cocaine base in the form of  
crack cocaine, a Schedule II controlled substance.

2. The offense described in Paragraph One of Count One of  
this Indictment involved five grams or more of a mixture or  
substance containing cocaine base in the form of crack cocaine.  
Accordingly, Title 21, United States Code, Section  
841(b)(1)(B)(iii) applies to this case.

All in violation of Title 21, United States Code, Section  
841(a)(1), and Title 18, United States Code, Section 2.

FORFEITURE ALLEGATION

(21 U.S.C. § 853)

The Grand Jury further charges that:

1. As a result of the offenses alleged in Count One of this Indictment,

TITO RODRIGUEZ, and  
NELSON SANCHEZ,

defendants herein, shall forfeit to the United States any and all property constituting, or derived from, any proceeds the defendant obtained, directly or indirectly, as a result of the offenses, and any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses.

2. If any of the properties described in paragraph 1, above, as a result of any act or omission of the defendant -


- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

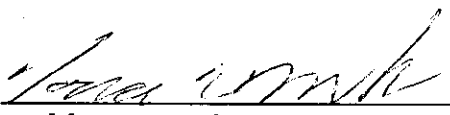
it is the intention of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any

other property of the defendant up to the value of the property described in paragraph 1.

All in violation of Title 21, United States Code, Section 853.

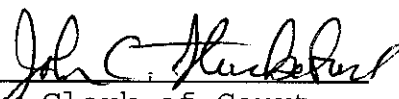
A TRUE BILL

  
\_\_\_\_\_  
Foreperson of the Grand Jury

  
\_\_\_\_\_  
Todd E. Newhouse  
Assistant U.S. Attorney

DISTRICT OF MASSACHUSETTS:

Returned into the District Court by the Grand  
Jurors and filed on June 9, 2005.

  
\_\_\_\_\_  
Deputy Clerk of Court  
3:55 PM

**Criminal Case Cover Sheet****U.S. District Court - District of Massachusetts**Place of Offense: Massachusetts Category No. 2 Investigating Agency FBICity Springfield Related Case Information:County Hampden Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_**Defendant Information:**Defendant Name Tito Rodriguez Juvenile ☐ Yes ☒ No

Alias Name \_\_\_\_\_

Address 20 Allen Street (2<sup>nd</sup> Floor), Springfield, MABirth date (Year only): 1986 SSN (last 4 #): 0104 Sex M Race: Hispanic Nationality: \_\_\_\_\_

Defense Counsel if known: \_\_\_\_\_ Address: \_\_\_\_\_

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**AUSA Todd E. Newhouse Bar Number if applicable \_\_\_\_\_Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_Matter to be SEALED: ☒ Yes ☐ No☒ Warrant Requested ☐ Regular Process ☐ In Custody**Location Status:**

Arrest Date: \_\_\_\_\_

☐ Already in Federal Custody as \_\_\_\_\_ in \_\_\_\_\_☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: June 9, 2005Signature of AUSA: Todd E. Newhouse

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant Tito Rodriguez

## U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Number:</u>
Set 1	<u>21 USC 841</u>	<u>Distribution &amp; Possession w/Intent to Distribute</u> Cocaine Base	<u>1</u>
Set 2	<u>18 USC 2</u>	<u>Aiding and Abetting</u>	<u>1</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION:

**Criminal Case Cover Sheet**

**U.S. District Court - District of Massachusetts**

Place of Offense: Massachusetts Category No. 2 Investigating Agency FBI

City Springfield Related Case Information:

County Hampden Superseding Ind./ Inf. \_\_\_\_\_ Case No. \_\_\_\_\_  
Same Defendant \_\_\_\_\_ New Defendant \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_

**Defendant Information:**

Defendant Name Nelson Sanchez Juvenile ☐ Yes ☒ No

Alias Name \_\_\_\_\_

Address 27 High Street, Springfield, MA

Birth date (Year only): 1985 SSN (last 4 #): 7925 Sex M Race: Hispanic Nationality: \_\_\_\_\_

Defense Counsel if known: \_\_\_\_\_ Address: \_\_\_\_\_

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**

AUSA Todd E. Newhouse Bar Number if applicable \_\_\_\_\_

Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_

Matter to be SEALED: ☒ Yes ☐ No

☒ Warrant Requested ☐ Regular Process ☐ In Custody

**Location Status:**

Arrest Date: \_\_\_\_\_

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☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_

Charging Document: ☐ Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

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Date: June 9, 2005 Signature of AUSA: Todd E. Newhouse

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant Nelson Sanchez

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Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: